

GLENN WALP, PHD  
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November 25, 2024

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IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF OKLAHOMA

DAN MILLER, as Special Administrator of the ESTATE  
OF HANK MILLER, Deceased, TAMMY SCOTT, an  
individual,

Plaintiffs,

vs.

Case No. CIV-22-164-RAW

B.J. HEDGECOCK, in his official capacity as Sheriff  
of Pushmataha County, State of Oklahoma, et al.,

Defendants.

REMOTE STREAMING DEPOSITION OF  
GLENN A. WALP, PhD.

TAKEN ON  
MONDAY, NOVEMBER 25, 2024  
9:06 A.M.

4798 SOUTH LAS MANANITAS TRAIL  
GOLD CANYON, ARIZONA 85118

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1 there are more that I plan to submit on a  
2 supplemental.

3 Q. Which ones are those?

4 A. That's like I said, I don't know without  
5 going through my stacks of paper here. I got them  
6 everywhere. But you'll be receiving it shortly. By  
7 shortly, I mean, within the appropriate time frame.

8 Q. Have you read to present day Tammy Scott's  
9 deposition?

10 A. Tammy. Tammy. I don't think I read -- I  
11 don't think she had a deposition. I don't -- I  
12 don't remember her deposition.

13 Q. I've not seen that on your expert report  
14 materials. So, you have no reason to think that you  
15 did read that deposition?

16 A. No. To the best of my recollection, what  
17 I have from Tammy is, of course, what she said on  
18 the body cams and also what she told OSBI. But to  
19 the best of my recollection, I did not review a  
20 deposition of Ms. Scott.

21 Q. Have you talked to Tammy Scott at any  
22 point throughout this litigation?

23 A. No.

24 Q. Have you read Brian Columbus' deposition?

25 A. I have.

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1 -- that would be my recollection.

2 Q. Hank Miller, himself, did not turn the  
3 vehicle off, right?

4 A. I don't think so.

5 Q. Going down, sir, a couple of lines.  
6 Although Knoll had his AXON lapel camera on, it  
7 wasn't easy to understand the exact conversation  
8 between Miller and Knoll at that point. Did I read  
9 that correctly?

10 A. That's correct.

11 Q. You would grant that you couldn't hear  
12 everything spoken by Knoll during that stretch of  
13 time, right?

14 A. I -- I could not make it out with  
15 specificity. No. It just sounded like verbiage  
16 going back and forth or whatever, but I could not  
17 really understand it.

18 Q. But do you acknowledge that Knoll was  
19 ordering Miller to stop the vehicle during that time  
20 period?

21 MR. TERRILL: Object to form.

22 THE DEPONENT: All I know is Knoll said  
23 that's what he said to him. Unfortunately,  
24 according to Columbus, he says, I couldn't hear it  
25 either. And so I don't know.

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1 BY MR. SMITH:

2 Q. And after that audio that you couldn't  
3 hear fully, you do admit that the car moved forward  
4 during those ensuing seconds?

5 A. Yes.

6 Q. Did you ever hear Miller say stop yelling  
7 to Knoll?

8 A. I -- I could hear what appeared to be  
9 coming from Miller verbiage, but I could not  
10 understand what he was saying. All I know is what  
11 Knoll said he was saying.

12 Q. Want to go down to the next page, sir.  
13 Under the forward, my understanding is that you were  
14 provided a summary of both Knoll and Steely's lapel  
15 camera video; is that right?

16 A. No. I don't remember receiving a summary,  
17 no.

18 Q. Excuse me. Did you receive a  
19 transcription of both Knoll and Steely's body cam  
20 videos?

21 A. That, I did.

22 Q. I just wanted to clarify that. You can go  
23 down to miscellaneous issues section. This is on  
24 Page 11 of your September report. Down here, you  
25 see, sir, about two thirds of the way down. It

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1     woodsy, not thick woods, but some sort of woodsy on  
2     the left as Knoll was running up.

3             And then just -- just sort of a road, and  
4     it had some high weeds in front of it. And then  
5     there was some kind of piece of equipment, I think,  
6     a mowing equipment that wasn't too far. And when it  
7     ended up, it was very close to the mowing machine.  
8     So, yeah, there was space, though, to run up to.  
9     It's not like Knoll had to run through the woods.

10            **Q.**     And when you say left of the vehicle, are  
11     you talking about driver's side of the vehicle?

12            **A.**     Yeah. Left side would be the driver's  
13     vehicle.

14            **Q.**     Do you -- do you see any lights on the  
15     land itself other than that emanating from behind  
16     the vehicle?

17            **A.**     No. I didn't see any other lights, no.

18            MR. SMITH: This is Exhibit 4, this photo.

19            THE REPORTER: Exhibit 4.

20            (WHEREUPON, Exhibit 4 was marked for  
21     identification.)

22     BY MR. SMITH:

23            **Q.**     You just described what you remember being  
24     to the left of the vehicle. Does that kind of  
25     refresh your memory?

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1           **A.**     Yeah, that's it's final resting place.

2           **Q.**     And you see brush that is a few feet away  
3     from the driver's side door of the vehicle.

4           **A.**     I do.

5           **Q.**     And you mentioned the equipment. Is this  
6     what you were referring to?

7           **A.**     Yeah. And I think there's another piece  
8     of equipment right in front of the vehicle too. If  
9     I remember correctly, but I may be wrong. But I  
10    remember that, but I remember something in front of  
11    it.

12          **Q.**     And so we have -- you mentioned woodsy and  
13    brush to the side of the vehicle, correct?

14          **A.**     That would be -- that would be correct.  
15    But as I indicated, where Knoll ran up to the  
16    vehicle, there was space between that brushy part  
17    and that he could run up to the car and grabbed it  
18    by the rear view mirror.

19          **Q.**     And you would agree, looking at this  
20    Exhibit 4, if Miller gets out of the vehicle on his  
21    own land and runs just a few steps to the left, he's  
22    encased in the brush area at that point, right?

23          **A.**     He could have been, had he done that.  
24    Sure.

25          **Q.**     So, if the patrol vehicle is a significant

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1           **A.**     In that one scene, yes.

2           **Q.**     How long did that one scene last? A  
3 second?

4           **A.**     Not a second. It was a -- I didn't time  
5 it, but it was a couple of seconds. It wasn't fast.  
6 And I -- I'm just guessing. Maybe five, six, seven,  
7 eight, maybe ten seconds.

8                   I don't know. But it wasn't a flash.

9           **Q.**     So, your testimony in sum is that the  
10 officers didn't do enough to be certain that Miller  
11 was dead, right?

12           **A.**     No. It's not that they didn't do enough.  
13 They didn't do anything.

14           **Q.**     And by anything, you mean, give CPR,  
15 provide any active assistance?

16           **A.**     Yeah. Didn't -- didn't do anything.  
17 Didn't do anything.

18           **Q.**     Let's see. Top of this page, sir, the  
19 first paragraph, no matter the circumstances, police  
20 officers are trained to administer first aid to  
21 whoever needs it. Did I read that right?

22           **A.**     That is correct, sir.

23           **Q.**     What do you mean by whoever needs it?

24           **A.**     In other words, a police officer is  
25 trained and they both -- all had first aid training,

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1 that your job is, if you will, to protect and serve.  
2 And even if it's the person you may have just shot,  
3 you still try to protect them and try to save their  
4 life if you can. It doesn't -- just because  
5 someone's bad, or evil, or whatever. If you have  
6 the opportunity, you try to preserve life under any  
7 circumstance. That's first aid by first responders.

8 That's -- that's number one. Once  
9 everything is contained and controlled, make sure  
10 everybody's okay, and that means everybody. That's  
11 how you're trained.

12 Q. But you have encountered situations  
13 perhaps personally or through articles and education  
14 that someone instantly dies at the scene, correct?

15 A. It can happen. That's true.

16 Q. And in that scenario, an individual who's  
17 instantly died at the scene, do they need CPR?

18 A. Well, I drove up the crime -- or not a  
19 crime scene, a traffic scene, and they had a piece  
20 of steel going right through their brain. I assumed  
21 they were dead, and they were. But absent that,  
22 that type of brutal scene, you try to save life, and  
23 they had no idea. They had no idea if he was  
24 breathing or not.

25 Q. The next sentence, after Knoll shoots



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1           **Q.**     That has nothing to do with resorting to  
2     training in hectic moments?

3           **A.**     I apologize. I'm not sure what you're  
4     saying there. What?

5           **Q.**     You think that an officer would never  
6     resort to training in hectic moments, and that it  
7     would always be a conscious assessment of the  
8     individual?

9           MR. TERRILL: Object to form.

10          THE DEPONENT: All I know is they were  
11     trained in first aid. You're a first responder.  
12     You're trained to deal with stress. And -- and they  
13     failed. They -- they failed, and if -- that's all I  
14     can tell you. They failed in doing their duty.

15     BY MR. SMITH:

16          **Q.**     The next page, first paragraph, we've  
17     already discussed this briefly. I just want to  
18     touch on it and move on.

19          **A.**     All right.

20          **Q.**     Right hand and fingers of Miller can be  
21     seen moving, indicating I opine that Miller was  
22     alive. Did I read that correctly?

23          **A.**     Yes.

24          **Q.**     Is that the only basis you have for  
25     believing that Miller was alive at that point?

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1 it, obviously, as you indicate, rests with the trier  
2 of the facts. But that's my position on it.

3 Q. Number four, is it your position that even  
4 if the officers were subjectively certain that  
5 Miller was dead, they had to administer CPR under  
6 the law?

7 A. Hit me again, please.

8 Q. Yeah. Is it your expert position that  
9 even if the officers were subjectively certain that  
10 Miller was dead, they, nonetheless, had a duty to  
11 administer CPR under the law?

12 MR. TERRILL: Object to form.

13 THE DEPONENT: By -- by their training.  
14 They had -- it was inconsistent with best police  
15 practices and common professional police training.  
16 And I know how they were trained in first aid, and  
17 you try to save and preserve life, and the point  
18 that they did nothing. They did nothing. Did not  
19 align with -- well, you moved it down. I can't see  
20 what's happening.

21 MR. SMITH: Oh, sorry.

22 THE DEPONENT: The proper law enforcement  
23 conduct of Knoll, Columbus, and Steely. It's just a  
24 fail. It was a total failure. And -- and I'm very  
25 clear. I think it was incomprehensible. I think it

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1           **A.**     That one probably does.

2           **Q.**     Okay. Same thing with the deposition of  
3     Sheriff Hedgecock, 59.

4           **A.**     Okay.

5           **Q.**     Number 60, and I think that goes back to  
6     even maybe similar to what number 24 is, basic  
7     training at K.O. Rayburn Center. What did that  
8     information provide to you that's relevant to any of  
9     your opinions today?

10          **A.**     Yeah, this was, like, sort of the same  
11     information that I had. It just outlined, you know,  
12     one of the ones I wanted to evaluate is their first  
13     aid training. Did they receive first aid training?  
14     And in both cases, both Knoll and Columbus had  
15     received first aid training. And that -- that was  
16     my main reasoning for grabbing that information.

17          **Q.**     Did the CLEET records also -- or the  
18     information you saw, also indicate training on  
19     traffic stops?

20          **A.**     What I'm looking at there, this was just  
21     what was in their basic academy. And CLEET didn't  
22     really have a whole lot. Rayburn -- or excuse me.  
23     They didn't have a whole lot, but I -- I pulled off  
24     what I could. And --

25          **Q.**     Let me ask you this way. Did the

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1 that --

2 A. I have.

3 Q. -- on that list? Okay. So, that list is  
4 not really reliable.

5 A. I -- I would say it's not reliable in my  
6 opinion.

7 Q. All right. And then 72 -- or 71 and 72,  
8 we haven't seen. If you'll add those in.

9 A. You want 71 and 72?

10 Q. Yes -- yes, sir. So, we'll know what you  
11 have been referencing.

12 A. The CALEA standards, I think I had already  
13 submitted those.

14 Q. Well, it says you looked them up in  
15 October of 2024. It looks like. Or maybe -- there  
16 may be some others you had, but I'm thinking these  
17 are the newer ones.

18 A. Could be. If you want them, I'll see that  
19 you get.

20 Q. Please, sir. Thank you.

21 A. You're welcome.

22 Q. You mentioned the first aid issue that you  
23 had searched to make sure those officers were  
24 trained or had received training on first aid, did  
25 that include training on the requirement to render

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1 first aid to a suspect or anybody else who is down,  
2 who is injured, as a result of an action?

3 **A.** I think that's twofold. And in answer to  
4 your question, first aid is more regarding how to  
5 give first aid. How to aid someone who may be in  
6 distress, as it may deal with -- just like in this  
7 case, a shooting, an accident. We are first  
8 responders, and as you well know, the law in  
9 Oklahoma, the Good Samaritan Act, they're allowed to  
10 do it without fear of being sued. And so that is  
11 more the first aid process.

12 The idea that you serve people, that's  
13 more or less what you're trained as regarding your  
14 code of conduct, perhaps your oath of office, that  
15 what you will do and preserve life and the  
16 protection of life and property. And it's  
17 axiomatic. If you're a law enforcement officer, and  
18 you encounter any situation, whether you're on duty  
19 or off duty, you take action to try to save life.  
20 And --

21 **Q.** Whether that -- whether the injury is  
22 caused by someone else or caused by you, the officer  
23 --

24 **A.** That's correct. Correct. At any time,  
25 yes.

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1 Q. And you don't have any doubt --

2 THE REPORTER: Just a reminder, have full  
3 sentences, full questions, full answers, please.

4 BY MR. POE:

5 Q. You don't have any doubt that the three  
6 officers involved in this case were trained to  
7 render aid in -- under such circumstances?

8 A. I -- I very -- in my mind's eye, I am very  
9 clear that they all received that training.

10 Q. Okay. So, I don't want to take a lot of  
11 time because I know we've been at it. And Steve,  
12 I'm going to try and run through these opinions  
13 pretty quick. Okay. We on -- do you see that, Dr.  
14 Walp, that looks like paragraph number two?

15 A. Not right now. It's to the bottom of my  
16 screen.

17 Q. Okay. Okay. I want to make sure that --  
18 there. Okay. It looks like this is really the  
19 first entry about Sheriff Hedgecock and the  
20 Sheriff's Office.

21 And you are critical of -- are you  
22 critical here of Sheriff Hedgecock not running a --  
23 or not conducting an internal affairs investigation  
24 into the incident?

25 A. I am.

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1 of -- if in Arizona, this would have been not --  
2 it's not that they weren't properly trained, it  
3 would have been they willfully violated that  
4 training?

5 **A.** I don't know.

6 **Q.** Okay.

7 **A.** I don't know because I don't know what  
8 they were trained. I -- I know they may have had  
9 the topic, but was it -- did they act this way  
10 because they weren't appropriately trained, or were  
11 they acting because they willfully violated that  
12 training? I don't know. I have no idea.

13 **Q.** Let's go to, I think, the next comment --  
14 it's 33 -- looks like the next I want to address,  
15 Dr. Walp, is the first aid issue. And if I  
16 understand you right -- correct, you believe they  
17 were actually trained, that they knew it was their  
18 duty and requirement to at least try to render first  
19 aid if it was appropriate?

20 **A.** That they were appropriately trained? Is  
21 that your question?

22 **Q.** Yes.

23 **A.** Yes. I believe they were appropriately  
24 trained, yes.

25 **Q.** Now, as far as the Sheriff's Office

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1 policy, I believe you actually have noted in here  
2 that one of the commanders, when they called in,  
3 directed the officers to try first aid, make sure  
4 that they provided aid to him if -- is that correct?

5 **A.** He -- he directed him to make sure -- he  
6 asked him, is he -- make sure he's not bleeding out.  
7 And that's when Steely said, hey, we got to take him  
8 out, and then he says, well, he's 30. He's probably  
9 30, maybe he's 30. He had no idea, and sort of  
10 running around with the proverbial chicken with his  
11 head cut off.

12 **Q.** Well, I think the language you quote the  
13 commander actually told him to look at him and see  
14 if they can do anything to keep him from bleeding  
15 out.

16 **A.** Yeah. And are you sure he's signal 30?  
17 And that's when it --

18 **Q.** And that's certainly be a -- been the  
19 Sheriff's Office, or at least the commander was  
20 telling them to do what you can do to render aid  
21 that needs to be rendered.

22 **A.** That is -- that is a correct statement.

23 **Q.** And that would be an appropriate action by  
24 the Sheriff's Office staff, correct?

25 **A.** That would be correct.



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1 time when you were with the Pennsylvania State  
2 Police?

3 **A.** Never.

4 **Q.** Boy, you got to be one of the few. Most  
5 of them --

6 **A.** It's in the record book.

7 **Q.** Yeah. But you never had -- you never  
8 aware of an officer saying, I'll take my oral  
9 reprimand, oral warning just so I can go do  
10 something. I go on and forget about it. It's  
11 easier to do that than it is to fight it?

12 **A.** I have never encountered that in all the  
13 discipline I issued out.

14 **Q.** All right. I want to go to page -- the --  
15 your final opinions. I know we've already discussed  
16 number one with Mr. Smith, number two with Mr.  
17 Smith. Number three with Mr. Smith. I believe we  
18 address number four with Mr. Smith. Number five, as  
19 far as the failure to administer aid, you are  
20 critical of those officers for not administering  
21 aid, but not critical of the Sheriff's Office --

22 **A.** No.

23 **Q.** -- to provide aid, correct?

24 **A.** I -- I am critical of the officers not  
25 administering first aid. Yes.

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1           **Q.**     Okay. But the direction by -- by the  
2 supervisor on the phone was a correct action and a  
3 correct directive for those officers that they  
4 should have followed, correct?

5           **A.**     That is correct.

6           **Q.**     Okay. As far as number six, Dr. Walp,  
7 concerns over Officer Knoll's fitness, have we  
8 addressed everything? Have we addressed all of your  
9 opinions regarding to that particular opinion?

10          **A.**     I would agree we covered that pretty well.

11          **Q.**     Okay. Now, the catch-all of number seven  
12 says, numerous failures in leadership, including but  
13 not limited to inadequate training of department  
14 personnel.

15                 And that goes back to because they didn't  
16 -- you didn't bring them in and set them down --

17          **A.**     What was the question, sir?

18          **Q.**     Well, is that the lack of training because  
19 the sheriff didn't bring them in and say, we need  
20 more training on this?

21                 And by doing that, are you discounting  
22 what their training was in that extended academy  
23 that each of them went through?

24          **A.**     Yeah. I'll just pick one. Every police  
25 department has their own policy. And he had a